

May. 13. 2008 3:02PM

No. 7007 P. 2

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6 Plaintiff Carol-Ann Tognazzini

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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13 VESTA STRATEGIES, LLC,

14 Plaintiff,

15 v.

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17 ROBERT E. ESTUPINIAN, GINNEY
18 ESTUPINIAN, MUTUAL VISION, LLC,
19 MILLENNIUM REALTY GROUP,
20 VESTA REVERSE 100, LLC, VESTA
21 CAPITAL ADVISORS, LLC, CAROL-
ANN TOGNAZZINI, EDMUNDO
ESTUPINIAN, and HAYDEE
ESTUPINIAN;

22 Defendants.

Case No. C 07-06216 JW RS

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STIPULATION TO EXTEND TIME FOR
DEFENDANT/COUNTER CLAIMANT AND
THIRD PARTY PLAINTIFF CAROL-ANN
TOGNAZZINI TO RESPOND TO THE
SPECIAL MOTION TO STRIKE AND
DISMISS THE COUNTERCLAIMS AND
THIRD PARTY CLAIMS OF CAROL-ANN
TOGNAZZINI FILED BY VESTA
STRATEGIES, LLC AND JOHN TERZAKIS

STIPULATION TO EXTEND TIME TO RESPOND

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Pursuant to L. R. 6-1 (a) it is stipulated by and between the parties, through their respective counsel, that Plaintiff/Counter Defendant Vesta Strategies, LLC and Third Party Defendant John Terzakis' Special Motion to Strike and Motion to Dismiss the Counter Claims and Third Party Complaint of Defendant/Counter Claimant and Third Party Plaintiff Carol-Ann Tognazzini (Doc. 62) currently set for hearing on June 9, 2008 may be continued to September 8, 2008 and consolidated for hearing with Plaintiff/Counter Defendant Vesta Strategies, LLC and Third Party Defendant John Terzakis's Motion to Strike and Motion to Dismiss the Counter Claims and Third Party Complaint of Defendant/Counter Claimant/Third Party Plaintiffs Robert E. Estupinian, et. al., (Doc. 76), or on such other date as the Court may set after the hearing of the motion of David L. Olson, Esq. to withdraw as the attorney of record for Carol-Ann Tognazzini (Doc. 64), currently set for June 23, 2008, and Ms. Tognazzini's time to respond to the above referenced extended special motion to strike and motion to dismiss (Doc. 62) shall be July 31, 2008 or such other dates as are set by the Court for the response to and hearing of said motion.

IT IS SO STIPULATED

LAW OFFICES OF DAVID L. OLSON

Dated: May 13, 2008

By

David L. Olson, Esq.

Attorney for Defendant, Counter-Claimant and Third Party
Plaintiff Carol-Ann Tognazzini

McDERMOTT WILL & EMERY LLP

Dated: May 13, 2008

By

Aron J. Frakes (pro hac vice)

Attorneys for Plaintiff and Counter Defendant
VESTA STRATEGIES, LLC; and Third Party
Defendant JOHN TERZAKIS

STIPULATION TO EXTEND TIME TO RESPOND